IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

CIVIL APPLICATION NO. 3024 of 2005.
IN
FIRST APPEAL NO. 169 OF 1999.

Office notes, office memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

CORAM : ABHAY S.OKA, J.

DATED : 19th Sept., 2007.

P.C.:

1. The Application is filed by the Appellant in the First Appeal for setting aside abatement of the First Appeal as against the 1st Respondent and for bringing his legal representatives on record. Office noting shows that all the proposed legal representatives, save and except Respondent No.1(d), have been duly served. The report of the Bailiff shows that the Respondent No.1(d) has expired on 11th December 2002. Therefore, Respondent No.1(d) cannot be brought on record.

2. There is no reply filed by the other legal representatives of the deceased 1st Respondent. Hence Rule is made absolute in terms of prayer clauses (b) to (d) with modification that the name of Respondent No.1(d) cannot be brought on record.

Amendment to be carried out within four weeks.

Judge.